

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

PAMELA FARMER,)	
)	
Plaintiff,)	
)	
v.)	2:11-cv-03109-JPM-dkv
)	
FEDEX EXPRESS,)	
)	
Defendant.)	

ORDER DENYING PLAINTIFF'S MOTIONS AS MOOT

Before the Court are Plaintiff's Motion to Reconsider/
Reinstatement of Judgment for Dismissal Without Prejudice, filed
September 19, 2012 (ECF No. 40); Motion to Reconsider Denial of
Motion for Appointment of Counsel, filed October 15, 2012 (ECF
No. 43); and Motion for Reconsideration and Appeal, filed October
17, 2012 (ECF No. 45).

The Court entered Judgment in this case on August 24, 2012,
dismissing Plaintiff's case with prejudice. (ECF No. 34.) On
September 18, 2012, Plaintiff filed a Notice of Appeal of the
Judgment to the United States Court of Appeals for the Sixth
Circuit. (ECF No. 37.) On September 20, 2012, the Sixth Circuit
assigned a case number to Plaintiff's appeal. (ECF No. 38.)

Generally, filing a notice of appeal divests a district court
of jurisdiction in favor of the appellate court. See Griggs v.
Provident Consumer Disc. Co., 459 U.S. 56, 58 (1982); Taylor v.

KeyCorp, 680 F.3d 609, 616 (6th Cir. 2012). All of Plaintiff's pending Motions were filed after she filed her Notice of Appeal. Accordingly, this Court does not have jurisdiction to consider Plaintiff's Motions. Plaintiff's Motions are, therefore, DENIED AS MOOT.

SO ORDERED this 1st day of May, 2013.

s/ Jon P. McCalla

JON P. McCALLA
CHIEF U.S. DISTRICT JUDGE